

MINUTES

MONTANA SENATE 65th LEGISLATURE - REGULAR SESSION

COMMITTEE ON FINANCE AND CLAIMS

Call to Order: Chair Llew Jones, on April 11, 2017 at 9:00 A.M., in Room 317 Capitol

ROLL CALL

Members Present:

Sen. Llew Jones, Chair (R)
Sen. Frederick (Eric) Moore, Vice Chair (R)
Sen. Duane Ankney (R)
Sen. Mary Caferro (D)
Sen. Terry Gauthier (R)
Sen. David Howard (R)
Sen. Douglas (Doug) Kary (R)
Sen. Bob Keenan (R)
Sen. Mike Lang (R)
Sen. Mary McNally (D)
Sen. Albert Olszewski (R)
Sen. Ryan Osmundson (R)
Sen. Mike Phillips (D)
Sen. Jon C. Sesso (D)
Sen. Cary Smith (R)
Sen. Jeffrey W. Welborn (R)
Sen. Lea Whitford (D)
Sen. Cynthia Wolken (D)

Members Excused: None

Members Absent: None

Staff Present: Prudence Gildroy, Committee Secretary
Julie Johnson, Legislative Branch
Kris Wilkinson, Legislative Branch

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: HB 558, 4/7/2017

Executive Action: HB 618 Be Concurred In As Amended; HB 639 Be Concurred In As Amended; HB 648 Be Concurred In As Amended; HB 565 Be Concurred In As Amended; HB 473 Be Concurred In As Amended

HEARING ON HB 558

Opening Statement by Sponsor:

00:03:07 Rep. Greg Hertz (R), HD 12, opened the hearing on HB 558, Revise tax rates to mitigate reappraisal.

Proponents' Testimony:

00:07:44 Nicole Rolf, Montana Farm Bureau Federation
00:09:47 Jay Bodner, Montana Stockgrowers Association, Montana CattleWomen
00:11:08 Mike Murphy, Montana Water Resources Association

Opponents' Testimony:

00:12:14 Mike Kadas, director, Department of Revenue

Informational Testimony: None

Questions from Committee Members and Responses:

00:21:16 Sen. Howard
00:21:38 Rep. Hertz
00:23:00 Sen. Howard
00:23:29 Rep. Hertz
00:24:31 Chair Jones
00:25:18 Rep. Hertz
00:27:31 Chair Jones
00:27:40 Rep. Hertz

Closing by Sponsor:

00:28:00 Rep. Hertz
00:30:19 Recess
00:53:41 Reconvene

EXECUTIVE ACTION ON HB 618

00:53:44 **Motion:** Sen. Moore moved that **HB 618 BE CONCURRED IN.**

00:53:53 **Motion:** Sen. Keenan moved that **HB 618 BE AMENDED.**
[EXHIBIT\(fcs76a01\)](#)

Discussion:

00:54:09 Sen. Keenan

00:53:59 **Vote:** Motion carried 16-2 by voice vote with Sen. Caferro and Sen. C. Smith voting no.

00:55:00 **Motion:** Sen. Caferro moved that **HB 618 BE AMENDED.**
EXHIBIT(fcs76a02)

Sen. Ankney, Sen. Olszewski and Sen. Wolken left the meeting.

Discussion:

00:56:17 Sen. Caferro
00:58:39 Sen. Howard
00:58:41 Sen. Caferro
00:59:29 Sen. Howard
00:59:55 Sen. Caferro
01:00:11 Sen. Lang
01:01:11 Sen. Sesso
01:02:43 Sen. Caferro

01:03:15 **Vote:** Motion carried 10-6 by roll call vote with Sen. Howard, Sen. Kary, Sen. Lang, Sen. Moore, Sen. Osmundson and Sen. C. Smith voting no. Sen. Ankney and Sen. Olszewski were excused. Sen. Wolken voted by proxy.

01:04:34 **Motion/Vote:** Sen. Moore moved that **HB 618 BE CONCURRED IN AS AMENDED.** Motion carried 14-2 by voice vote with Sen. Howard and Sen. C. Smith voting no. Sen. Ankney and Sen. Olszewski were excused. Sen. Wolken voted by proxy. Sen. Keenan will carry the bill.

01:07:00 Recess

Sen. Osmundson and Sen. Welborn left the meeting.

07:37:37 Reconvene

Sen. Ankney, Olszewski and Sen. Wolken joined the meeting.

EXECUTIVE ACTION ON HB 639

07:38:02 **Motion:** Sen. Moore moved that **HB 639 BE CONCURRED IN.**

07:38:21 **Motion:** Sen. Keenan moved that **HB 639 BE AMENDED.**
EXHIBIT(fcs76a03)

Discussion:

07:39:28 Sen. Keenan

07:40:49 **Vote:** Motion carried unanimously by voice vote. Sen. Osmundson and Sen. Welborn voted by proxy.

07:41:07 **Motion:** Sen. Keenan moved that **HB 639 BE AMENDED.**
[EXHIBIT\(fcs76a04\)](#)

Discussion:

07:41:10 Sen. Keenan

07:42:39 **Vote:** Motion carried unanimously by voice vote. Sen. Osmundson and Sen. Welborn voted by proxy.

Sen. Phillips left the meeting.

07:43:12 **Motion:** Sen. Olszewski moved that **HB 639 BE AMENDED.**
[EXHIBIT\(fcs76a05\)](#)

Discussion:

07:43:14 Sen. Olszewski

07:46:38 Sen. Caferro

07:46:43 Sen. Olszewski

07:47:15 **Vote:** Motion carried unanimously by voice vote. Sen. Osmundson and Sen. Welborn voted by proxy. Sen. Phillips was excused.

07:47:41 **Motion/Vote:** Sen. Moore moved that **HB 639 BE CONCURRED IN AS AMENDED.** Motion carried 17-0 by voice vote. Sen. Osmundson and Sen. Welborn voted by proxy. Sen. Phillips was excused. Sen. Keenan will carry the bill.

EXECUTIVE ACTION ON HB 648

07:48:12 **Motion:** Sen. Moore moved that **HB 648 BE CONCURRED IN.**

07:48:29 **Motion:** Sen. Moore moved that **HB 648 BE AMENDED.**
[EXHIBIT\(fcs76a06\)](#)

Discussion:

07:49:10 Kris Wilkinson, Legislative Fiscal Division (LFD)

07:51:24 **Vote:** Motion carried unanimously by voice vote. Sen. Osmundson and Sen. Welborn voted by proxy. Sen. Phillips was excused.

07:51:41 **Motion:** Sen. Moore moved that **HB 648 BE CONCURRED IN AS AMENDED.**

Discussion:

07:51:52 Sen. Keenan

07:52:08 Ms. Wilkinson, LFD

07:52:24 **Vote:** Motion carried 17-0 by voice vote. Sen. Osmundson and Sen. Welborn voted by proxy. Sen. Phillips was excused. Sen. Ankney will carry the bill.

EXECUTIVE ACTION ON HB 565

07:53:08 **Motion:** Sen. Moore moved that **HB 565 BE CONCURRED IN.**

07:53:19 **Motion:** Sen. Moore moved that **HB 565 BE AMENDED.**
EXHIBIT(fcs76a07)

Discussion:

07:53:45 Ms. Wilkinson

07:54:57 Sen. Moore

EXHIBIT(fcs76a08)

07:55:50 Sen. Smith left the meeting.

07:55:53 Sen. Whitford

07:56:27 Chair Jones

07:59:18 Sen. Sesso

07:59:40 Sen. Moore

08:00:13 Chair Jones

08:00:35 **Vote:** Motion carried unanimously by voice vote. Sen. Osmundson, Sen. C. Smith and Sen. Welborn voted by proxy. Sen. Phillips was excused.

Discussion:

08:01:14 Sen. Sesso

08:02:57 Chair Jones

08:03:03 **Motion:** Sen. Moore moved that **HB 565 BE AMENDED.**
EXHIBIT(fcs76a09)

Discussion:

08:03:15 Sen. Sesso

08:04:02 **Vote:** Motion carried 16-1 by voice vote with Sen. Whitford voting no. Sen. Osmundson, Sen. C. Smith and Sen. Welborn voted by proxy. Sen. Phillips was excused.

08:04:17 **Motion/Vote:** Sen. Moore moved that **HB 565 BE CONCURRED IN AS AMENDED.** Motion carried 16-1 by voice vote with Sen. Whitford voting no. Sen. Osmundson, Sen. C. Smith and Sen. Welborn voted by proxy. Sen. Phillips was excused. Sen. Moore will carry the bill.

EXECUTIVE ACTION ON HB 473

08:06:04 **Motion:** Sen. Moore moved that **HB 473 BE CONCURRED IN.**

08:06:39 **Motion:** Sen. Moore moved that **HB 473 BE AMENDED.**

[EXHIBIT\(fcs76a10\)](#)

[EXHIBIT\(fcs76a11\)](#)

Sen. Smith joined the meeting.

Discussion:

08:06:42 Sen. Moore

08:09:17 Sen. Howard

08:09:47 Sen. Sesso

08:10:25 Chair Jones

08:10:55 Sen. Moore

08:12:06 **Vote:** Motion failed 8-10 by roll call vote with Sen. Howard, Sen. Kary, Sen. Keenan, Sen. Lang, Sen. Moore, Sen. Olszewski, Sen. Osmundson and Sen. C. Smith voting aye. Sen. Osmundson, Sen. Phillips and Sen. Welborn voted by proxy.

08:13:28 **Motion:** Sen. Ankney moved that **HB 473 BE AMENDED.**

[EXHIBIT\(fcs76a12\)](#)

[EXHIBIT\(fcs76a13\)](#)

Sen. Smith left the meeting.

Discussion:

08:13:30 Sen. Ankney

08:18:12 Sen. Moore

08:19:45 Sen. Howard

08:22:42 Sen. Sesso

08:27:53 Sen. Gauthier

08:29:02 **Vote:** Motion carried 11-7 by roll call vote with Sen. Howard, Sen. Kary, Sen. Keenan, Sen. Moore, Sen. Olszewski, Sen. Osmundson and Sen. C. Smith voting no. Sen. Osmundson, Sen. Phillips, Sen. C. Smith and Sen. Welborn voted by proxy.

08:30:35 **Motion:** Sen. Howard moved that **HB 473 BE AMENDED.**

[EXHIBIT\(fcs76a14\)](#)

Discussion:

08:30:37 Sen. Howard

08:31:25 Sen. Sesso

08:32:12 Sen. Howard

08:32:33 Ms. Wilkinson
 08:32:54 Sen. Sesso
 08:33:40 Sen. Howard
 08:33:47 Chair Jones
 08:33:57 Ms. Wilkinson
 08:34:30 Sen. Howard withdrew his motion.

08:34:35 **Motion:** Sen. Howard moved that **HB 473 BE AMENDED CONCEPTUALLY** to require the department to implement the act within the current FTE that they have.

Discussion:

08:34:45 Ms. Wilkinson
 08:35:00 Chair Jones
 08:35:07 Sen. Keenan

08:35:43 **Vote:** Motion carried unanimously by voice vote. Sen. Osmundson, Sen. C. Smith and Sen. Welborn voted by proxy. Sen. Phillips was excused.

08:35:59 **Motion:** Sen. Howard moved that **HB 473 BE AMENDED.**
[EXHIBIT\(fcs76a15\)](#)

Discussion:

08:36:02 Sen. Howard
 08:37:13 Sen. Sesso
 08:38:06 Sen. Moore
 08:38:35 Sen. Gauthier
 08:38:59 Chair Jones
 08:39:24 Sen. Howard

08:40:22 **Vote:** Motion failed 7-11 by roll call vote with Sen. Howard, Sen. Kary, Sen. Keenan, Sen. Moore, Sen. Olszewski, Sen. Osmundson and Sen. C. Smith voting aye. Sen. Osmundson, Sen. Phillips, Sen. C. Smith and Sen. Welborn voted by proxy.

08:41:38 **Motion:** Sen. Ankney moved that **HB 473 BE CONCURRED IN AS AMENDED.**

Discussion:

08:41:40 Sen. Ankney
 08:42:40 Sen. Phillips and Sen. Welborn joined the meeting.
 08:43:19 Sen. Sesso
 08:45:56 Chair Jones

08:48:26 **Vote:** Motion carried 11-7 by roll call vote with Sen. Howard, Sen. Kary, Sen. Keenan, Sen. Moore, Sen. Olszewski, Sen. Osmundson and Sen. C. Smith voting no. Sen. Osmundson and Sen. C. Smith voted by proxy. Sen. Ankney will carry the bill.

Committee Business:

08:49:49 Chair Jones
08:49:53 Sen. Moore
08:50:14 Chair Jones
08:50:27 Sen. Whitford

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ADJOURNMENT

Adjournment: 5:55 PM

Prudence Gildroy, Secretary

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Additional Documents:

EXHIBIT([fcs76aad.pdf](#))